

# BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

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## **FACSIMILE COVER SHEET**

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JUN 14 2004

Deliver to: Lam, Tuan Thieu, USPTO

Art Group: 2816

Facsimile No.: (703) 872-9306

Date: June 14, 2004

From: Roger W. Blakely, Jr., Reg. No. 25,831

Our Docket No.: 55123P253

Number of pages 5 including this sheet.

Application No.: 10/603,890

Filing Date: 6/25/2003

Docket Due Date(s): 6/12/2004

Enclosed are the following documents:

Amendment: Restr. Resp. ( 1 pgs)

Appeal Brief (in triplicate) (        pgs)

Application: \_\_\_\_\_  
(        pgs) w/cover & abstract)

Assignment & Cover Sheet (        pgs)

Certificate of Facsimile \_\_\_\_\_

Continued Prosecution Application (CPA)

Declaration & POA (        pgs)

Drawings:        sheets,        figures

Extension of Time: \_\_\_\_\_

Fee Transmittal (in duplicate)

IDS & PTO/SB/08 (        pgs)

Other \_\_\_\_\_

Issue Fee Transmittal

Notice of Appeal

Petition for: \_\_\_\_\_

Request for Continued Examination (RCE)

Reply Brief (        pgs)

Request & Certification Under 35 USC 122(b)(2)(B)(i)

Request to Rescind Previous Nonpublication Request

Response to Notice of Missing Parts & Formalities Letter

Response to Written Opinion (        pgs)

Terminal Disclaimer

Transmittal of Publication Fee Due

Transmittal Letter

**CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8A)**

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Jessica A. Clark

06/14/2004

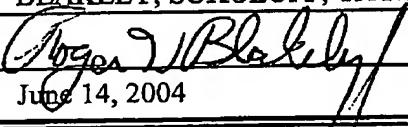
Date

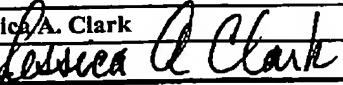
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If you do not receive all the pages, or if there is any difficulty in receiving, please call: (714) 557-3800 and ask for Jessica A. Clark.

<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>		Application No.	10/603,890
		Filing Date	June 25, 2003
		First Named Inventor	Gabriel Eugen Tanase
		Art Unit	2816
		Examiner Name	Lam, Tuan Thieu
Total Number of Pages in This Submission	4	Attorney Docket Number	55123P253

ENCLOSURES <i>(check all that apply)</i>		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached  <input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> PTO/SB/08 <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; height: 40px; width: 100%;"></div>
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Roger W. Blakely, Jr., Reg. No. 25,831 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	
Date	June 14, 2004

CERTIFICATE OF MAILING/TRANSMISSION			
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Typed or printed name	Jessica A. Clark		
Signature		Date	June 14, 2004

Based on PTO/SB/21 (04-04) as modified by Blakely, Sokoloff, Taylor & Zafman (wtr) 08/04/2004.  
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

# FEE TRANSMITTAL for FY 2004

Effective 10/01/2004. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

0.00

## Complete if Known

Application Number	10/603,890
Filing Date	June 25, 2003
First Named Inventor	Gabriel Eugen Tanase
Examiner Name	Lam, Tuan Thieu
Art Unit	2816
Attorney Docket No.	55123P253

## METHOD OF PAYMENT (check all that apply)

Check  Credit card  Money Order  Other  None  
 Deposit Account

Deposit Account Number **02-2666**Deposit Account Name **Blakely, Sokoloff, Taylor & Zafman LLP**

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) or underpayment of fees as required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee Code	Fee (\$)	
1001	2001	385	Utility filing fee
1002	2002	170	Design filing fee
1003	2003	265	Plant filing fee
1004	2004	385	Reissue filing fee
1005	2005	80	Provisional filing fee
SUBTOTAL (1)		(\$)	

## 2. EXTRA CLAIM FEES

Total Claims	20	20* =	0	X	18.00	=	\$0.00	Extra Claims	Fee from below	Fee Paid
Independent Claims	5	5* =	0	X	86.00	=	\$0.00			
Multiple Dependent										

Large Entity	Small Entity	Fee Description
Fee Code	Fee Code	Fee (\$)
1202	2202	9
1201	2201	43
1203	2203	145
1204	2204	43
1205	2205	9
**Reissue claims in excess of 20 and over original patent		
SUBTOTAL (2)		(\$)

\*or number previously paid, if greater. For Reissues, see below

## 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee Code	Fee (\$)	
1051	2051	85	Surcharge - late filing fee or oath
1052	2052	25	Surcharge - late provisional filing fee or cover sheet
2053	2053	130	Non-English specification
1812	1812	2,520	For filing a request for ex parte reexamination
1804	1804	920*	Requesting publication of SIR prior to Examiner action
1805	1805	1,840*	Requesting publication of SIR after Examiner action
1251	2251	110	Extension for reply within first month
1252	2252	420	Extension for reply within second month
1253	2253	950	Extension for reply within third month
1254	2254	1,480	Extension for reply within fourth month
1255	2255	2,010	Extension for reply within fifth month
1404	2401	330	Notice of Appeal
1402	2402	330	Filing a brief in support of an appeal
1403	2403	280	Request for oral hearing
1451	2451	1,510	Petition to institute a public use proceeding
1452	2452	110	Petition to revive - unavoidable
1483	2453	1,330	Petition to revive - unintentional
1501	2501	665	Utility Issue fee (or reissue)
1502	2502	480	Design Issue fee
1503	2503	640	Plant Issue fee
1460	2460	130	Petitions to the Commissioner
1807	1807	60	Processing fee under 37 CFR 1.17(q)
1808	1808	180	Submission of Information Disclosure Stmt
8021	8021	40	Recording each patent assignment per property (times number of properties)
1809	1809	770	Filing a submission after final rejection (37 CFR § 1.129(a))
1810	2810	770	For each additional invention to be examined (37 CFR § 1.129(b))
1801	2801	770	Request for Continued Examination (RCE)
1802	1802	900	Request for expedited examination of a design application
Other fee (specify)			
*Reduced by Basic Filing Fee Paid			
SUBTOTAL (3)		(\$)	

Complete (if applicable)

Name (Print/Type)	Roger W. Blakely, Jr.	Registration No. (Attorney/Agent)	25,831	Telephone	(714) 557-3800
Signature				Date	06/14/04

Based on PTO/SB/17 (10-03) as modified by Blakely, Sokoloff, Taylor & Zafman (Mr) 02/10/2004.  
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

# FEE TRANSMITTAL for FY 2004

Effective 10/01/2004. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

0.00

## Complete if Known

Application Number	10/603,890
Filing Date	June 25, 2003
First Named Inventor	Gabriel Eugen Tanase
Examiner Name	Lam, Tuan Thieu
Art Unit	2816
Attorney Docket No.	55123P253

## METHOD OF PAYMENT (check all that apply)

Check  Credit card  Money Order  Other  None

Deposit Account

Deposit Account Number **02-2666**Deposit Account Name **Blakely, Sokoloff, Taylor & Zafman LLP**

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below  Credit any overpayments

Charge any additional fee(s) or underpayment of fees as required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.

Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)		
1001 770	2001 385	Utility filing fee	
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1)		(\$)	

## 2. EXTRA CLAIM FEES

Total Claims	Independent Claims	Extra Claims	Fee from below	Fee Paid
20	20*	0	18.00	\$0.00
6	6*	0	8.00	\$0.00

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)		
1202 18	2202 9	Claims in excess of 20	
1201 88	2201 43	Independent claims in excess of 3	
1203 290	2203 145	Multiple Dependent claim, if not paid	
1204 86	2204 43	**Reissue independent claims over original patent	
1205 18	2205 9	**Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)		(\$)	0.00

\*or number previously paid, if greater. For Reissues, see below

## 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)		
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
2053 130	2053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 620*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1404 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,610	2451 1,610	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 865	Petition to revive - unintentional	
1501 1,330	2501 865	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1603 640	2503 320	Plant issue fee	
1460 130	2460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1808 180	1808 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	1809 385	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR § 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	
Other fee (specify)			

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

## SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Roger W. Blakely, Jr.	Registration No. (Attorney/Agent)	25,831	Telephone	(714) 557-3800
Signature	<i>Roger W. Blakely</i>			Date	06/14/04

Based on PTO/SB/17 (10-03) as modified by Blakely, Sokoloff, Taylor & Zafman (Mr) 02/10/2004.  
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

JUN 14 2004

Appl. No. 10/603,890  
 Amdt. Dated 06/14/2004  
 Reply to Office Action of May 12, 2004

**OFFICIAL**

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application. No. :	10/603,890	Confirmation No. 4897
Applicant :	Gabriel Eugen Tanase	
Filed :	06/25/2003	
TC/A.U. :	2816	
Examiner :	Lam, Tuan Thieu	
Docket No. :	55123P253	
Customer No. :	8791	

Commissioner for Patents  
 PO Box 1450  
 Alexandria VA 22313-1450

## RESPONSE TO RESTRICTION REQUIREMENT

Sir:

The following is a response to the Office Action dated May 12, 2004.

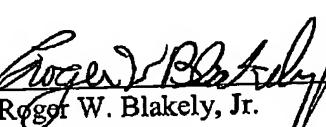
The Examiner has provided a restriction requirement, requiring Applicant to elect between Claims 1-9 and 11-20 (Group I) and Claim 10 (Group II). Applicant hereby elects Claims 1-9 and 11-20 (Group I) without traverse.

Applicant hereby requests examination of the above-identified application.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: 06/14/2004

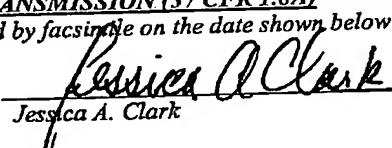
By   
 Roger W. Blakely, Jr.  
 Reg. No. 25,831  
 Tel.: (714) 557-3800 (Pacific Coast)

12400 Wilshire Boulevard, Seventh Floor  
 Los Angeles, California 90025

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8A)

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Date: 06/14/2004

  
 Jessica A. Clark

6/14/2004  
 Date

Docket No: 55123P253.

Page 1 of 1

RWB/jc